

5-12-04

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Date: 5-11-04

Himanshu S. Amin
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OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Applicant: Dominick H. Salvato, *et al.*

Examiner: Kimberly D. Nguyen

Serial No: 09/912,162

Art Unit: 2876

Filing Date: July 24, 2001

Title: ADAPTER UNIT HAVING AN ERGONOMIC GRIP FOR A PERSONAL DIGITAL ASSISTANT

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Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137 (b)**

Dear Sir:

The above-identified application became unintentionally abandoned for failure to pay the issue and publication fee.

The Issue Fee Transmittal was faxed filed March 1, 2004 noting that a Notice of Appeal was being filed concurrently with the Reply. A copy of the Issue Fee Transmittal is attached as Exhibit A. The Transmittal has a check mark indicating that the Director is

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hereby authorized to charge the required fee(s), or credit any overpayment to Deposit Account Number 50-1063. Therefore the Director was authorized to charge the publication fee.

Since the above-identified utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

In view of the copy of the Auto-Reply Facsimile Transmission (Exhibit B) in which the Issue Fee Transmittal was acknowledged, waiver of the fee for the filing of this Petition For Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137 (b) is respectfully requested. However, in the event that the fee is not waived, the Commissioner is authorized to charge \$1,330.00 to Deposit Account No. 50-1063, (Ref. No. SYMB174US) for the fee associated with the filing of this petition. If any additional fees are required, the Commissioner is authorized to charge them to Deposit Account No. 50-1063 (Ref. No. SYMBP174US).

STATEMENT: The entire delay in paying the publication fee on the due date for the required Issue Fee until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Respectfully submitted,
AMIN & TUROCY, LLP



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